

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA : NOLLE PROSEQUI  
- v. - : 19 Cr. 67 (PGG)  
EDWIN TANGLAO, :  
Defendant. :  
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1. The filing of this nolle prosequi will dispose of this case with respect to EDWIN TANGLAO, the defendant.

2. On January 3, 2019, Indictment 19 Cr. 67 (PGG) (the "Indictment") was returned, charging EDWIN TANGLAO, the defendant, with participating in a wire fraud conspiracy, in violation of 18 U.S.C. § 1349.

3. On or about April 2, 2020, while the above-captioned case was pending, but prior to any trial or other disposition, EDWIN TANGLAO, the defendant, died.

4. Because EDWIN TANGLAO, the defendant, died while this case was pending, and therefore before a final judgment was issued, the Indictment must be dismissed under the rule of abatement. See *United States v. Wright*, 160 F.3d 905, 908 (2d Cir. 1998).

5. Accordingly, I recommend that an order of nolle prosequi be filed as to defendant EDWIN TANGLAO.

*N-1 Clu*  
Nicholas W. Chiuchiolo  
Assistant United States Attorney  
(212) 637-1247

Dated: New York, New York  
May 31, 2020

Upon the foregoing recommendation, I hereby direct, with leave of the Court, that an order of nolle prosequi be filed as to defendant EDWIN TANGLAO with respect to Indictment 19 Cr. 67 (PGG).

*Geoffrey S. Berman*  
Geoffrey S. Berman  
United States Attorney  
Southern District of New York

Dated: New York, New York  
June 1, 2020

SO ORDERED:

*Paul G. Gardephe*  
HONORABLE PAUL G. GARDEPHE  
United States District Judge  
Southern District of New York

Dated: New York, New York  
June 2, 2020